

1 **ALEX R. KESSEL, ESQ. (State Bar No. 110715)**  
2 LAW OFFICES OF ALEX R. KESSEL  
3 16542 Ventura Blvd.  
4 Suite 305  
5 Encino, California 91436  
6 Telephone: 818-995-1422  
7 Facsimile: 818-788-9408

8 Attorney for Defendant,  
9 **ROUBEN KIRAKOSSIAN**

10 **UNITED STATES DISTRICT COURT**  
11 **DISTRICT OF NEVADA**

12 **UNITED STATES OF AMERICA,**

13 **Plaintiff,**

14 **vs.**

15 **ROUBEN KIRAKOSSIAN,**

16 **Defendant,**

17 **2:04-CR-00177-GMN-(PAL)**

18 **2:13-cr-00009-GMN-PAL**

19 **STIPULATION TO CONTINUE**  
20 **SENTENCING HEARING**  
21 **(First Request)**

22 **IT IS HEREBY STIPULATED AND AGREED** between the UNITED STATES and defendant  
23 **ROUBEN KIRAKOSSIAN**, by and through their respective undersigned attorneys, that the Sentencing  
24 hearing, in the above-captioned case, set on April 12, 2013, should be vacated, and should be continued for a  
25 period of not less than thirty (30) days and reset at the convenience of the Court for a date on or after May 10,  
26 2013. The parties offer the following grounds for the requested continuance.

27 1. On May 11, 2004, a grand jury of this Court returned an indictment in this case charging that  
28 defendant conspired with others to participate in a racketeering enterprise in violation of 18 U.S.C. § 1962(d),  
and that he conspired to, and did, commit access device fraud in violation of 18 U.S.C. § 1029 and 1962(d).  
These charges were subsequently re-alleged in a superseding indictment and second superseding indictment.

2. On January 7, 2013, defendant appeared before this honorable court for a change of plea. The  
parties reached a “global” plea agreement to resolve not only the pending charges, but also pending charges in  
the Central District of California.

3. The court thereafter set a Sentencing Hearing for April 12, 2013 at 10:30 a.m.

1           4.       Defense Counsel is scheduled to be in a preliminary hearing on April 12, 2013, in People vs.  
2 Cody Widdes, Case No.: SCR623237, Department 3 of the Sonoma County Superior Court, Hall of Justice  
3 Courthouse. This is a driving under the influence with injury involving an elderly victim.

4           5.       In addition, defense counsel is in the process of retrieving defendant's docket and other case  
5 information from his prior conviction in 2003 in Placer County Superior Court. The documents are needed to  
6 support an argument contesting the defendant's criminal history category as calculated in the Presentence  
7 Report. Three weeks are estimated for retrieval of the case information.

8           6.       This request to continue the sentencing hearing does not invoke any provisions of the Speedy  
9 Trial Act.

10          7.       Defense counsel has consulted with defendant regarding the requested continuance, and the  
11 defendant concurs with this request.

12          8.       This is the parties' first stipulation to continue the sentencing hearing in this case.

13               WHEREFORE, the parties stipulate and request that the sentencing hearing in this case on April 12,  
14 2013, should be vacated, continued and reset at the convenience of the Court for a date on or after May 10,  
15 2013.

16       RESPECTFULLY SUBMITTED this 4<sup>th</sup> day of April 2013.

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18       \_\_\_\_\_/s/\_\_\_\_\_  
19 Alex R. Kessel  
20 Counsel for Defendant

21       \_\_\_\_\_/s/\_\_\_\_\_  
22 Don Green  
23 Local Counsel for Defendant

24       \_\_\_\_\_  
25 Timothy S. Vasquez  
26 Assistant United States Attorney  
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1  
2 **UNITED STATES DISTRICT COURT**  
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10

**2:13-cr-00009-GMN-PAL**  
**2:04-CR-00177-GMN-(PAL)**

**ORDER**

11 The Court having read and considered the Stipulation and the reasons in support thereof for a  
12 continuance of the sentencing in the above matter,

13 **IT IS HEREBY ORDERED** that the current sentencing date on April 12, 2013, is vacated,  
14 and continued to May 16, 2013, at the hour of 9:00AM  
15 Courtroom # 7D.  
16

17 **DATED** this 5th day of April, 2013.

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21 Gloria M. Navarro  
22 United States District Judge  
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